

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BANQUE SYZ & CO., SA,

Defendant.

Adv. Pro. No. 11-02149 (SMB)

**STIPULATED ORDER WITHDRAWING BANQUE SYZ & CO., SA
FROM ORDER CONCERNING FURTHER PROCEEDINGS ON TRUSTEE'S
MOTION FOR LEAVE TO REPLEAD AND FOR LIMITED DISCOVERY**

WHEREAS, on August 28, 2014, Irving H. Picard (the "Trustee"), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff, filed an Omnibus Motion Seeking Leave to Replead Pursuant to Fed. R. Civ. P. 15(a) and Court Order Authorizing Limited Discovery Pursuant to Fed. R. Civ. P. 26(d)(1) (the "Trustee's Motion for Leave to Replead and for Limited Discovery") in the Bankruptcy

Court for the Southern District of New York, *In re Bernard L. Madoff Investment Securities*,
Adv. Pro. No. 08-01789 (SMB) (Bankr. S.D.N.Y. Aug. 28, 2014), ECF Nos. 7826–28;

WHEREAS, by Notice of Presentment on July 11, 2017, the Trustee submitted a
proposed Order Concerning Further Proceedings on the Trustee’s Motion for Leave to Replead
and for Limited Discovery (the “Discovery Motion Order”), which set a briefing schedule on the
Trustee’s Motion for Leave to Replead and for Limited Discovery for the Trustee and the
defendants subject to the Discovery Motion Order (the “Transferee Defendants”), who were
listed on Exhibit A to the Discovery Motion Order, *see id.*, ECF No.16313;

WHEREAS, Exhibit A to the Discovery Motion Order included Banque Syz & Co., SA
(“Banque Syz”) as one of the Transferee Defendants subject to the Trustee’s Motion for Leave to
Replead and for Limited Discovery, *see id.*;

WHEREAS, on July 24, 2017, the Court entered the Discovery Motion Order, *see id.*,
ECF No. 16428; and

WHEREAS, counsel for the Trustee and Banque Syz have agreed to remove Banque Syz
from the Discovery Motion Order.

NOW, THEREFORE, the Court being fully advised, it is hereby **ORDERED**: Banque
Syz is removed from Exhibit A to the Discovery Motion Order.

Dated : July 25, 2017
New York, New York

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities
LLC and the Estate of Bernard L. Madoff*

Attorneys for Banque Syz & Co. S.A.

SO ORDERED

Dated: July 25th, 2017

New York, New York

/s/ STUART M. BERNSTEIN

HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE